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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/776,642	02/12/2004	Yandong Jiang	7570/80972

CONFIRMATION NO. 1766

Michael A. Sanzo
 Fitch, Even, Tabin & Flannery
 1801 K Street, N.W., Suite 401L
 Washington, DC 20006-1201

FORMALITIES LETTER



OC000000012585717

Date Mailed: 05/11/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$1459** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

11/10/2004 SDENB01 00000061 061135 10776642

Total additional fee(s) required for this application is **\$1909** for a Small Entity

01 FC:2001	395.00 DA
02 FC:2051	65.00 DA
03 FC:2202	1314.00 DA
04 FC:2203	150.00 DA

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$1459**

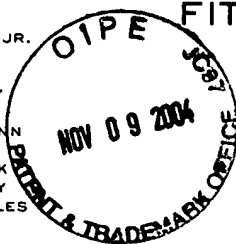
- \$1314 for 146 total claims over 20.
- \$145 for multiple dependent claim surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE

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ALL OTHERS LIMITED TO FEDERAL COURTS
AND AGENCIES

November 9, 2004

Commissioner of Patents
U.S. Patent and Trademark Office
220 20th Street South
Customer Window, **MS Missing Parts**
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Re: Response to Notice to File Missing Parts
Appl. No.: 10/776,642
Filed: February 12, 2004
Title: **Method and Device for Generating Mists
and Medical Uses Thereof**
Inventor(s): Jiang, *et al.*
Atty. Dkt.: 7570/80972

Dear Sir:

In response to the **Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted** dated **May 11, 2004**, Applicants submit the following documents for appropriate action by the U.S. Patent and Trademark Office:

1. A copy of the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted;
2. Petition for Extension of Time Under 37 C.F.R. § 1.136;
3. Declaration Under 37 C.F.R. § 1.63 and Power of Attorney executed by inventors Yandong Jiang and Massimo Ferrigno (3 pages); and

4. Return postcard.

Fee Calculation

The filing fee is calculated as follows (**Small Entity Status is claimed**):

	Total		No. Extra	Rate	Fee
Basic Filing Fee					\$ 395.00
Total Claims Fee	166	20=	146	\$ 9.00	1,314.00
Independent Claims Fee	2	3 =	0	\$ 44.00	0.00
Multiple Dependent Claims Fee					150.00
Late Oath or Declaration Surcharge					65.00
4-month Extension of Time					765.00
TOTAL FEES DUE					\$ 2,689.00

The Director is hereby authorized to charge the above-listed fees to our Deposit Account No. 06-1135 under Order No. 7570/80972. The Director is also authorized to charge any fee deficiency or credit any overpayment to our Deposit Account No. 06-1135 under Order No. 7570/80972.

It is respectfully requested that the enclosed postcard be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Very truly yours,

FITCH, EVEN, TABIN & FLANNERY



Michael A. Sanzo
Reg. No. 36,912
Attorney for Applicants

MAS:ct
Enclosures